

Amendment Under 37 C.F.R §1.312
U.S. Patent Application Serial No. 09/489,265

REMARKS

Initially, Applicants gratefully acknowledge the Notice of Allowance for the subject application.

The Notice of Allowance included an Examiner's amendment that resulted from correspondence between the Examiner and Applicants' representative. In particular, the Examiner had contacted Applicants' representative in response to an amendment filed January 4, 2006. Several correspondence occurred between the Examiner and Applicants' representative leading to an agreement and the resulting Examiner's amendment. The correspondence (and Interview Summary and resulting Examiner's amendment) clearly indicates the issues raised by the Examiner and positions taken by Applicants, and presumably was placed in the file by the Examiner. Thus, Applicants consider the file to contain a complete record of the prosecution.

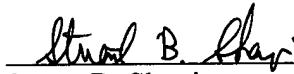
However, as a precautionary measure to ensure a complete record of prosecution, Applicants provide the following description of the correspondence between the Examiner and Applicants. Initially, the Examiner contacted Applicants regarding an issue with respect to 35 U.S.C. §101. Applicants disagreed with the Examiner's position, but in the interest of expediting prosecution, amended the independent claims to include the features of creating an updated compilation of content entities and indicating that the new content entity is not included in the compilation of content entities in accordance with proposed suggestions by the Examiner.

The Examiner conducted an update search and informed Applicants of U.S. Patent No. 6,249,905 (Yoshida et al.). Applicants took the position that the basic differences between the Yoshida et al. patent and claimed invention included the Yoshida et al. patent teaching mutual

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exclusivity of object-oriented objects (data, functions etc.) which appear to be in an executable form, whereas the claims recite text, an image, a video stream, and a multimedia object. Applicants took the further position that the Yoshida et al. patent did not disclose indicating when a time period object is not being added as recited in the proposed claims. In the interest of expediting prosecution, a revised proposed claim included the features of the new content entity being added is selected by a user from the data repository, and the compilation including at least one of a book, a collection of images, an album, a video and a multimedia object. An agreement was reached and the resulting Examiner's amendment reflects the above claim modifications.

Respectfully submitted,



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Hand Delivered on: 4/7/06